

Denise A. Harris, being duly sworn, affirms, deposes and says:

1. I am over the age of eighteen years, am employed by Pachulski Stang Ziehl & Jones LLP and am not a party to the action herein.

2. On October 29, 2007, I caused to be served the Appellee's Opening Brief upon the parties listed on the annexed service list by Federal Express an overnight courier.

s/ Denise A. Harris
DENISE A. HARRIS

SWORN TO AND SUBSCRIBED before me this
29th day of October, 2007

s/ Thomas J. Brown
Notary Public, State of New York
Registration No. 01BR6160813
Qualified in Queens County
Commission Expires Feb. 12, 2011

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